

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

CIVIL CASE NO. 3:07cv70

NORMAN GATEWOOD,)
)
Plaintiff,)
)
vs.) **ORDER**
)
USA ARMY RESEARCH LAB)
TECHNICAL TRANSFER OFFICE,)
)
Defendant.)
)

THIS MATTER is before the Court on its own motion. On February 13, 2007, the Honorable Frank D. Whitney, United States District Judge, entered an Order [Doc. 4] denying the plaintiff's Application to Proceed Without Prepayment of Fees and Affidavit [Doc. 2], filed February 9, 2007. Specifically, the Court concluded that the plaintiff's *in forma pauperis* ("IFP") application was incomplete, as he failed to provide the Court with a full report of his financial status.

Accordingly, the Court denied the plaintiff's IFP application and further ordered as follows:

That within thirty (30) days of the date of this Order, the plaintiff must remit the \$350.00 filing fee for this action. In the alternative, the plaintiff may submit an amended IFP Application which explains exactly how he currently is sustaining himself. **Failure either to remit the filing fee or to submit an amended IFP Application within thirty (30) days could result in the summary dismissal of this action.**

[Doc. 4] (emphasis in original).

Since the Court's Order of February 13, 2007, the plaintiff has neither paid the required \$350.00 filing fee for this action, nor has the plaintiff submitted an amended IFP Application explaining how he currently sustains himself. Accordingly,

IT IS, THEREFORE, ORDERED that this case be **DISMISSED** without prejudice.

IT IS SO ORDERED.

Signed: September 24, 2007



Martin Reidinger
United States District Judge

